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STATE OF MICHIGAN
IN THE CIRCUIT COURT FOR THE COUNTY OF WAYNE

FRANK J. KELLEY, Attorney General
for the State of Michigan, FRANK J.
KELLEY, ex rel MICHIGAN NATURAL
RESOURCES COMMISSION, MICHIGAN
WATER RESOURCES COMMISSION and
HOWARD A. TANNER, Director of
the Michigan Department of
Natural Resources,

Plaintiffs,

v

CHEMICAL RECOVERY STSTEMS, INC.,
a Michigan Corporation, M.S. & N.
CORPORATION, a Michigan Corporation,
NOLWOOD CHEMICAL CORPORATION, a
Michigan Corporation, EDWARD W.
LAWRENCE, a Michigan Resident,
A.H. MAGNUS, JR., a Michigan
Resident, ARTHUR B. McWOOD, JR.,
a Michigan Resident, CHARLES H.
NOLTON, a Michigan Resident,
and PETER J. SHAGENA, a Michigan
Resident,

Defendants

Honorable William J. Giovan
Pl4020

Civil Action No.
79-929-190 CE

Roger A. Schwartz P30010
Assistant Attorney General
Attorney for Plaintiffs

Edward W. Lawrence Pl6464
In Pro Per

Gary J. McInerney Pl7439
Attorney for all Defendants
except Lawrence

AFFIDAVIT OF PAUL ZUGGER

FRANK J. KELLEY
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720 Law Building
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a Michigan Resident, CHARLES H.
NOLTON, a Michigan Resident,
and PETER J. SHAGENA, a Michigan
Resident,

Civil Action No.
79-929-190 CE

Defendants.

STATE OF MICHIGAN)
) ss
COUNTY OF INGHAM)

AFFIDAVIT OF PAUL ZUGGER

Paul Zugger, being duly sworn, hereby deposes and says:

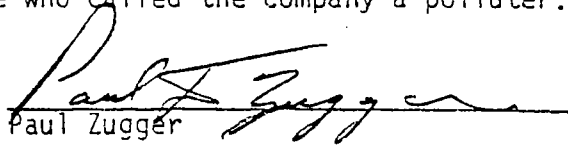
1. I am employed by the Michigan Department of Natural
Resources as Acting Chief of the Permit and Criminal Enforcement Branch
of the Environmental Enforcement Division, Lansing, Michigan. Through
my experience and personal observations I have knowledge of the matters
stated herein and if called as a witness could testify to the same.

2. I received a Bachelor of Science degree in Civil Engineering from University of Dayton, Dayton, Ohio, in 1966. I received a Master of Science degree from the University of Maine in 1972. I am a registered professional engineer in Michigan and Ohio.

I have been employed by the Michigan Department of Natural Resources since February, 1972. Prior to my present position, I held the position of Section Chief for Permit Enforcement, Environmental Enforcement Division. I have held my present position as Acting Chief, Permit and Criminal Enforcement Branch, Environmental Enforcement Division since April, 1979. I am responsible for supervision of seven (7) employees in the Permit Enforcement and Criminal Investigation Sections, and oversee escalated enforcement of the State of Michigan's environmental laws, particularly, violations of environmental permits, orders, and other regulatory documents.

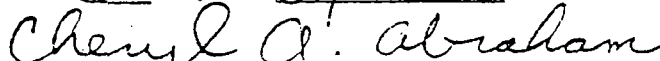
3. In the course of my employment I attended a meeting with Chemical Recovery Systems, Inc. and the Department of Natural Resources on August 20, 1979 in Lansing, Michigan. In the course of discussions concerning the clean up of the company's plant site in Romulus, Michigan, Mr. Gary McInerney, attorney for Chemical Recovery Systems, Inc., stated that if the Department of Natural Resources requires the company to implement an extensive corrective program, representatives of the company have informed him that "We'll shut the damn doors and leave".

At the same meeting, Mr. Peter J. Shagena, President of Chemical Recovery Systems, Inc. stated that he would personally resort to physical violence against anyone who called the company a polluter.


Paul Zugger

Subscribed and sworn to before me

this 26 day of September 1979


Cheryl A. Abraham

Notary Public, County of Eaton, Michigan
My Commission expires Dec. 7, 1982

CHERYL A. ABRAHAM
Notary Public, Eaton County, Mich.
My Commission Expires Dec. 7, 1982